



CANNON BUILDING
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STATE OF DELAWARE
DEPARTMENT OF STATE

DIVISION OF PROFESSIONAL REGULATION

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PUBLIC MEETING MINUTES:	BOARD OF ARCHITECTS
MEETING DATE AND TIME:	Wednesday, June 6, 2012 at 1:30 p.m.
PLACE:	861 Silver Lake Blvd., Conference Room B, Second floor, Dover, Delaware
MINUTES APPROVED:	July 11, 2012

MEMBERS PRESENT

Kenneth Freemark, RA, Professional Member, President
Joseph Schorah, Public Member, Secretary
Peter H. Jennings, RA, Professional Member
Richard Wertz, RA, Professional Member
Kevin Wilson, RA, Professional Member
Brian Lewis, Public Member
John Mateyko, RA, Professional Member
Elizabeth Happoldt, Public Member
Prameela Kaza, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL

Andrew Kerber, Deputy Attorney General
Nicole M. Williams, Administrative Specialist II
Christine Mast, Administrative Specialist II

ABSENT

None

OTHERS PRESENT

Clark Neuringer, RA
Vera Stitz, Wilcox and Fetzer Court Reporter
Nancy Payne, DE Chapter of AIA
Stephen King, Associate, DFM

Call to Order

Mr. Freemark called the meeting to order at 1:35 p.m.

Review and Approval of Minutes

The Board reviewed the minutes of the May 2, 2012 meeting. Mr. Wertz made a motion to accept the minutes as submitted, seconded by Ms. Happoldt. Motion carried unanimously.

Rule to Show Cause Hearings

See attached hearing minutes below for Clark H. Neuringer.

Unfinished Business

Status of Complaints

07-02-11 – A hearing is to be scheduled with the Hearing Officer.

07-04-11 – Mr. Freemark stated that the complaint has been forwarded to the Attorney General's office for further review.

07-05-11 – Mr. Freemark stated that the complaint has been closed by the Division. Ms. Williams stated that there was additional reason given outside of the explanation that was stated in the letter from the investigator.

Report on Federal Projects in DE

Mr. Kerber stated that he contacted the Federal Government Services Association (FGSA) and spoke with an architect that stated it would be a requirement that federal projects do require a State architect license to complete the project. The Board inquired if this same requirement would apply to the military. Mr. Kerber will follow up with the architect he spoke with in the FGSA regarding that matter.

Mr. Wertz inquired when the requirement would start; would it start when the architect got the project. Mr. Kerber answered that it would start according to State law, which states that you can bid on a project and will need to file a form that states you will apply for licensure once you are awarded the contract for that project. Mr. Mateyko state that you cannot start the work on the project until you have a DE issued architect registration.

New Business

New Complaints to Assign a Contact Person

There were no new complaints to assign.

Review of Direct Application by Reciprocity

Mr. Jennings stated that he reviewed the application for Nicholas Noyes and the application was in order as he has met all the requirements for licensure. Mr. Jennings made a motion to approve Mr. Noyes for licensure, seconded by Mr. Wilson. Motion carried unanimously.

Ratification of Certificate of Authorization Applications

Mr. Wilson made a motion to ratify the certificates of authorization license issued to Architrave PC, seconded by Mr. Schorah. Motion carried unanimously.

Ratification of Reciprocity Applications – NCARB Certificate

Mr. Wilson made a motion, seconded by Ms. Happoldt, to ratify the listing of approved NCARB certified architects by reciprocity. Motion carried unanimously.

Bruce Harris
Rafael Da Silva

Susanne Sowinski-Sullivan

Warren Widawsky
Joseph Kosierek
Edward Dunning

Michael Aiello
John Polsinelli
Glen Richters

Review of Audit Documentation for Margaret Rast, S5-0005790

The Board reviewed the audit documentation for Margaret Rast. Ms. Happoldt recommended her fine be \$1,500. Mr. Wilson advised to decrease the civil penalty to \$750 given Ms. Rast's situation as stated in her letter addressed to the Board regarding her deficient audit. Ms. Happoldt withdrew her recommendation. Mr. Schorah motion to fine Ms. Rast \$750 for non-compliance to the continuing education audit, second, Mr. Wilson. Motion carried unanimously.

Other Business Before the Board (for discussion only)

Mr. Jennings reported that he attending the Joint Architects/Engineers Committee meeting and that discussion regarding the matter of architects/engineers went well. There was a solution submitted by the Texas Architect Board for further discussion and will report back to the Board at a later time. Mr. Wertz inquired if this would require forming a chart again of what architects and engineers can do as they had done once before. Mr. Jennings advised that they are not looking to go in that direction again as Texas does not have a chart, but rather a much simpler solution.

Public Comment

There was no public comment.

Next Scheduled Meeting

The next meeting will be held on July 11, 2012 at 1:30 p.m. in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

Adjournment

With no further business before the board, Mr. Freemark made a motion to adjourn the meeting, seconded by Mr. Wilson. The motion carried unanimously. The meeting adjourned at 2:58 p.m.

Respectfully submitted,



Nicole M. Williams
Administrative Specialist II

HEARING – Clark H. Neuringer

The Delaware Board of Architects held a hearing on June 6, 2012 at 1:30 p.m. on the Second Floor in Conference Room B, Cannon Building, 861 Silver Lake Blvd., Dover, Delaware.

PRESENT: Kenneth Freemark, Brian Lewis, Peter Jennings, Kevin Wilson, Joseph Schorah, Richard Wertz, Elizabeth Happoldt, John Mateyko, Prameela Kaza

PURPOSE: Rules to Show Cause Hearing

PRESIDING: Kenneth Freemark, President

BOARD STAFF: Nicole Williams, Administrative Specialist II, Christine Mast, Administrative Specialist II

DEPUTY ATTORNEY GENERAL FOR THE BOARD: Andrew Kerber, DAG.

COURT REPORTER PRESENT: Vera Stitz, Wilcox and Fetzer

TIME STARTED: 1:36 p.m.

Mr. Kerber stated for the record the purpose of the hearing to show cause as to why Mr. Neuringer's Delaware architect registration, S5-0006344 should not be suspended or revoked due to noncompliance to the Board's continuing education audit. Mr. Kerber stated for the record that Mr. Neuringer was present.

Mr. Neuringer was sworn in by the court reporter. Mr. Neuringer provided his testimony to the Board. Mr. Neuringer showed proof of completion of the deficient continuing education. The Board cross-examined Mr. Neuringer. Ms. Williams provided testimony regarding Mr. Neuringer's deficient continuing education credits in health, safety, and welfare. Mr. Kerber stated to the Board the sanctions they have available regarding this matter.

Mr. Schorah made a motion to fine him \$1,500 plus the court reporter fee of \$250 and required a time period of 60 days to complete the required nine (9) hours of CE to comply with the audit, seconded by Mr. Freemark. The motion carried unanimously.

The hearing adjourned at 2:40 p.m.

Mr. Lewis and Ms. Kaza exited the meeting after the hearing.